

Organization \_\_\_\_\_ Bldg/Room \_\_\_\_\_

UNITED STATES PATENT AND TRADEMARK OFFICE

P.O. Box 1450

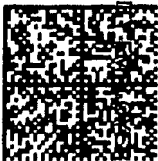
Alexandria, VA. 22313-1450

If Undeliverable Return In Ten Days

Official Business

Penalty For Private Use, \$300

AN EQUAL OPPORTUNITY



UNITED STATES POSTAGE  
02 1M  
\$ 00.44<sup>0</sup>  
0004244975 - AUG03 2011  
MAILED FROM ZIP CODE 22314

OFFICE OF PETITIONS  
AUG 18 2011  
RECEIVED

DE 1  
AUG 1 10 2011  
RECEIVED

RETURN TO SENDER  
UNCLAIMED  
UNABLE TO FORWARD  
MAIL CENTER

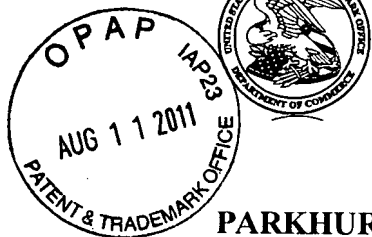
BC: 22313145050

08219-10165-03-40

2231432805 0030

2231301450

## UNITED STATES PATENT AND TRADEMARK OFFICE



Commissioner for Patents  
United States Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450  
www.uspto.gov

PARKHURST WENDEL & BURR  
1421 PRINCE STREET  
SUITE 210  
ALEXANDRIA VA 22314

**MAILED**

AUG 03 2011

OFFICE OF PETITIONS

RECEIVED

AUG 18 2011

In re Patent No. 6,106,448  
Issued: August 22, 2000  
Application No. 09/128,462  
Filed: August 4, 1998  
Attorney Docket No. ISHP:020

OFFICE OF PETITIONS  
ON PETITION

This is a notice regarding your request for acceptance of a fee deficiency submission under 37 CFR 1.28 filed June 10, 2011.

On September 1, 1998, the Court of Appeals for the Federal Circuit held that 37 CFR 1.28(c) is the sole provision governing the time for correction of the erroneous payment of the issue fee as a small entity. See DH Technology v. Synergystex International, Inc. 154 F.3d 1333, 47 USPQ2d 1865 (Fed. Cir. Sept. 1, 1998).

The Office no longer investigates or rejects original or reissue applications under 37 CFR 1.56. **1098 Off. Gaz. Pat. Office 502 (January 3, 1989)**. Therefore, nothing in this Notice is intended to imply that an investigation was done.

Your fee deficiency submission under 37 CFR 1.28 is hereby **ACCEPTED**.

This patent is no longer entitled to small entity status. Accordingly, all future fees paid in this patent must be paid at the large entity rate.

Further, the address given on the petition differs from the address of record. A courtesy copy of this decision is being mailed to the address given on the petition; however, the Office will mail all future correspondence solely to the address of record.

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-7751.

/Joan Olszewski/  
Joan Olszewski  
Petitions Examiner  
Office of Petitions

cc: Roger W. Parkhurst  
Steptoe & Johnson LLP  
1330 Connecticut Avenue, N.W.  
Washington, D.C. 20036-1795